

**Fitch, Even, Tabin & Flannery***Intellectual Property Law*

SEP 01 2004

**F A C S I M I L E**

DATE: September 1, 2004

NO. OF PAGES: Cover + 9

FROM: Timothy E. Levstik

OUR FILE NO.: 79568

TO:

TRANSMITTED BY: Teddi

Examiner Anthony Weier

U.S. PTO; Art Unit 1761

703 872 9306

2-page transmittal (amendment); 7 pages Preliminary Amendment.

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SEP 01 2004

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appln No.: 10/684,074  
 Filed: Oct. 10, 2003  
 Applicant(s): Efstathiou, John  
 Title: FROZEN CONCENTRATED  
 LIQUID WHOLE EGG AND  
 METHOD OF MAKING SAME  
 Art Unit: 1761  
 Examiner: Weier, Anthony  
 Attorney Docket No.: 79568  
 Customer No.: 22242

**Confirmation No. 3054**

**CERTIFICATE OF FACSIMILE**

I hereby certify that this paper is being facsimile  
 transmitted to the U.S. Patent Office fax No. 703 872  
 9306 on this date.

09/01/04  
 Date

*Timothy E. Lavstik*  
 Timothy E. Lavstik  
 Registration No. 30,192  
 Attorney for Applicant(s)

Mail Stop AMENDMENT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

- ☐ An Appendix including amended drawing figures labeled as "Annotated Marked-up Drawings" is enclosed.
- ☐ No additional fee is required.

**Fee Calculation For Claims As Amended**

	As Amended	Previously Paid For	Present Extra	Rate	Additional Fee
Independent Claims	6	4	** = 2	x \$ 86.00	= \$ 172.00
Total Claims	40	32	* = 8	x \$ 18.00	= \$ 144.00
				\$ 290.00	\$ 0.00
Fee for Multiply Dependent Claims					\$ 316.00
				Total Additional Fee	

\*\* At least 3

\* At least 20


- ☐ Applicant(s) assert entitlement to Small Entity Status (37 C.F.R. § 1.27), thus reducing the fee by half to: \$

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.

Application No. 10/684,074  
Amendment Dated Sept. 1, 2004

- ☒ Charge \$ 316.00 to Deposit Account No. 06-1135.
- ☒ The Director is hereby authorized to charge any additional fees which may be required in this application under 37 C.F.R. 551.16-1.17 during its entire pendency, or credit any overpayment, to Deposit Account No. 06-1135. Should no proper payment be enclosed herewith, the Director is authorized to charge the unpaid amount to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.

Sept. 1, 2004  
Date

  
Timothy E. Levstik  
Registration No. 30,192

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SEP 01 2004

Patent  
Attorney Docket No. 79568**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Efsthathiou, John D.  
Appln No.: 10/684,074  
Filed: October 10, 2003  
For: Frozen Concentrated Liquid Whole  
Egg and Method of Making Same  
Group Art  
Unit: 1761  
Examiner: Weier, Anthony

**CERTIFICATE OF FACSIMILE**

I hereby certify that this paper for Serial No.  
10/684,074, is being facsimile transmitted to the  
U.S. Patent Office fax No. 703-872 9306, on this  
date.

Sep. 1, 2004  
Date

Timothy E. Levstik

30,192  
Registration No.

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

Amendments to the Claims are reflected in the listing of claims which begin on page 2  
of this paper.

Remarks/Arguments begin on page 7 of this paper.